

PATENT
Docket No.: 28682-501-CIP
(Formerly 2710-4007US2; PIT-010CIP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael B. CHANCELLOR, *et al.* Confirmation No.: 9119
Serial No. : 09/549,937 Customer No.: 35437
Filed : April 14, 2000
Art Unit : 1635
Examiner : Brian A. Whiteman
For : **Soft Tissue and Bone Augmentation and Bulking Using
Muscle-Derived Progenitor Cells, Compositions and
Treatments Thereof**

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT IN RESPONSE TO THE FINAL REJECTION
DATED DECEMBER 20, 2004

Dear Sir:

This Amendment is submitted under 37 C.F.R. §1.116 in reply to the December 20, 2004 Final Office Action received in the above-identified patent application. Entry and consideration of this responsive amendment are respectfully requested at the time of examination of the subject application.

Please amend the application as follows:

Amendments to the Claims and New Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 12 of this paper.

03/21/2005 HAHMED1 00000013 09549937

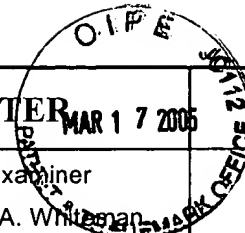
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Express Mail Label No.: EV 627295296US



03/18/05



AF# 1211

AMENDMENT TRANSMITTAL LETTER

Docket No.
28682-501-CIP
Group Art Unit
1635

Serial No. 09/549,937	Filing Date April 14, 2000	Examiner Brian A. Whitman
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Applicants: Michael B. Chancellor, et al.

Invention: **Soft Tissue and Bone Augmentation and Bulking Using Muscle-Derived Progenitor Cells, Compositions and Treatments Thereof**

TO THE COMMISSIONER FOR PATENTS

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith is an Amendment in the above-identified application.
The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest # Previously Paid	# Extra Claims Present	Rate	Additional Fee
Total Claims	57	- 106 =	0	x \$50.00	\$0.00
Independent Claims	11	- 7 =	4	x \$200.00	\$800.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Total					\$800.00
Small Entity Reduction (-50%):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$800.00

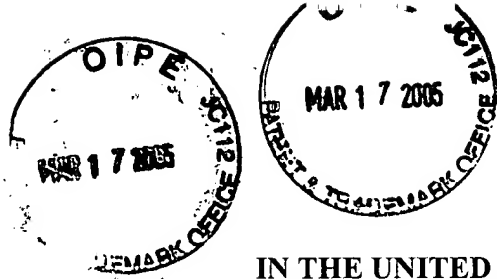
- ☒ Large Entity ☐ Small Entity
- ☐ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. 50-0311 in the amount of _____
A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$800.00 to cover the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0311, Customer No. 35437 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 C.F.R. 1.16 and 1.17.

Leslie A. Serunian

Dated: March 17, 2005

Leslie A. Serunian, Reg. No. 35,353
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Express Mail Label No.: EV 627295296US



Attorney Docket No.: 28682-501 CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael B. CHANCELOR, *et al.* Confirmation No.: 9119
U.S. Serial No. : 09/549,937 Customer No.: 35437
Filed : April 14, 2000
TC/A.U. : 1635
Examiner : Brian A. Whiteman
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Thereof**

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Alexandria, VA 22313-1450

EXPRESS MAIL TRANSMITTAL

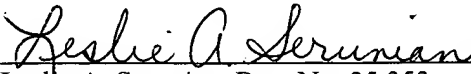
Date of Deposit: **March 17, 2005**

I hereby certify that the document(s) and fee(s) listed below are being deposited with the United States Patent and Trademark Office as Express Mail bearing Express Mail Label No. **EV 627295296US** under 37 C.F.R. §1.10 in an envelope with prepaid postage on the date indicated above and addressed to **Mail Stop AF**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

1. Amendment in Response to the Final Rejection dated December 20, 2004 [21 pgs.];
2. Accompanying document: Human Physiology, From Cells to Systems, (1989), Ed. Lauralee Sherwood, West Publishing Co. St. Paul, MN, pages 250-251 [total 5 pgs.];
3. Amendment Transmittal Letter [1 pg.];
4. Check No. 2528 in the amount of \$800.00 to cover additional claim fees;
5. Express Mail Transmittal [1 pg.]; and
6. Return Receipt Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (212) 935-3000, New York, New York. The Director is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. **50-0311**, Reference No. **28682-501 CIP**, Customer No. **35437**.

Dated: March 17, 2005


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